

AMENDED IN SENATE APRIL 27, 2005

SENATE BILL

No. 255

Introduced by Senator Torlakson

February 15, 2005

An act to amend Sections 9853, 9860, ~~and 9861~~ 9861, and 9863 of the Vehicle Code, relating to vessels, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

SB 255, as amended, Torlakson. Vessel registration: fees.

~~Existing~~

(1) *Existing* law imposes fees for initial registration and renewal of registration of vessels that includes a fee of \$10 for a ~~2-year~~ 2-year registration.

This bill would increase that fee to \$20.

(2) *Under existing law, funds in the Harbors and Watercraft Revolving Fund derived from specified sources that are in excess of the amount determined by the Director of Finance to be necessary for expenditure for the administration of vessel registration provisions by the Department of Motor Vehicles are continuously appropriated to the Department of Boating and Waterways, without regard to fiscal years, for certain local and state boating safety and enforcement programs.*

This bill, instead, would require those continuously appropriated funds to be expended as follows: (a) the first \$10 of each biennial registration fee in accordance with the above described purposes; and (b) the remainder of the initial vessel registration and annual fees to be expended, at the discretion of the Department of Boating and Waterways and in conformance with law, for a program or programs

under that department's jurisdiction. The bill would thereby make an appropriation.

Vote: ~~majority~~^{2/3}. Appropriation: ~~no~~^{yes}. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 9853 of the Vehicle Code is amended to
2 read:

3 9853. (a) The owner of each vessel requiring numbering by
4 this state shall file an initial application for a number with the
5 department or with an agent authorized by the department on
6 forms approved by the department. The forms shall be prepared
7 in cooperation with the Department of Boating and Waterways.
8 The application shall contain the true name and address of the
9 owner and of the legal owner, if any, and the hull identification
10 number of the vessel as may be required by the department. The
11 application shall be signed by the owner of the vessel and shall
12 be accompanied by a fee of nine dollars (\$9), in addition to the
13 fees required under subdivision (b), except that an owner of a
14 vessel registered outside this state who is submitting an
15 application for registration in this state shall pay a fee of
16 thirty-seven dollars (\$37), in addition to the fees required under
17 subdivision (b).

18 (b) (1) Whenever the fee for original registration of a vessel
19 becomes due between January 1 and December 31 of any
20 even-numbered year, the application shall be accompanied by a
21 fee of ten dollars (\$10), in addition to any other fees that are then
22 due and payable.

23 (2) Whenever the fee for original registration of a vessel
24 becomes due, or is filed with the department, between January 1
25 and December 31 of any odd-numbered year, the application
26 shall be accompanied by a fee of twenty dollars (\$20) in addition
27 to any other fees that are then due and payable.

28 SEC. 2. Section 9860 of the Vehicle Code is amended to
29 read:

30 9860. (a) Certificates of number shall be renewed before
31 midnight of the expiration date by presentation of the certificate
32 of number last issued for the vessel or by presentation of a
33 potential registration card issued by the department.

1 (b) The fee for renewal shall be twenty dollars (\$20) for each
2 two-year period, and shall accompany the request for renewal.

3 (c) If the certificate of number and potential registration card
4 are unavailable, the fee specified in Section 9867 shall not be
5 paid.

6 SEC. 3. Section 9861 of the Vehicle Code is amended to
7 read:

8 9861. All certificates of number expire on December 31 of
9 every odd-numbered year.

10 SEC. 4. Section 9863 of the Vehicle Code is amended to read:

11 9863. ~~All fees—Fees~~ received, except moneys collected under
12 Section 9875, pursuant to this chapter shall be deposited in the
13 Harbors and Watercraft Revolving Fund and, notwithstanding
14 Section 13340 of the Government Code, are continuously
15 appropriated, without regard to fiscal years, for the
16 administration of this chapter by the department. ~~Any funds~~
17 *Funds* in the Harbors and Watercraft Revolving Fund derived
18 pursuant to this chapter in excess of the amount determined by
19 the Director of Finance, from time to time, to be necessary for
20 expenditure for the administration of this chapter,
21 notwithstanding Section 13340 of the Government Code, are
22 continuously appropriated to the Department of Boating and
23 Waterways, without regard to fiscal years, ~~for expenditure~~ *the*
24 *following purposes:*

25 (a) *The first ten dollars (\$10) of each biennial registration fee*
26 *in accordance with Section 663.7 of the Harbors and Navigation*
27 *Code.*

28 (b) *The remainder of the initial vessel registration and annual*
29 *renewal fees shall be expended, at the discretion of the*
30 *Department of Boating and Waterways and in conformance with*
31 *law, for a program or programs under that department's*
32 *jurisdiction.*